

TEXAS TRANSPORTATION COMMISSION

BRAZORIA County

MINUTE ORDER

Page 1 of 1

HOUSTON District

In Brazoria County, along the Gulf Intracoastal Waterway, the State of Texas (state) acquired certain land now needed by the United States of America and its assigns, acting by and through the U.S. Army Corps of Engineers (USA). The land was conveyed by an instrument recorded in Volume 89681, at Page 89, of the Official Public Records of Brazoria County, Texas.

The USA is engaged in the maintenance and construction of the Gulf Intracoastal Waterway project as authorized by acts of Congress, and it is necessary that suitable dredge material disposal areas be made available for the furtherance of such work.

The state, acting by and through the Texas Transportation Commission (commission), desires to fulfill its role as nonfederal sponsor, as authorized by the Texas Coastal Waterway Act, Transportation Code, Chapter 51, by providing the land necessary for suitable dredge material disposal sites.

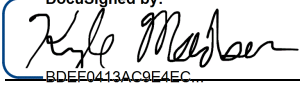
Texas Government Code, Section 2204.203, authorizes the governor of the State of Texas, on the recommendation of the commission, to convey to the USA, with or without monetary consideration, an easement or other interest in land that may be needed for the construction, operation, and maintenance of such a civil works project as described above.

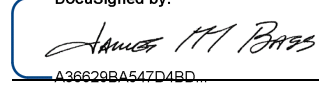
It is the opinion of the commission that it is proper and correct that the state convey an easement in the land, as described in Exhibit A, to the USA for the purposes described in this minute order.

NOW, THEREFORE, in consideration of the foregoing premises and in accordance with the provisions of the applicable statutes, it is hereby recommended by the commission that the governor of the State of Texas execute a proper instrument conveying to the United States of America and its assigns, acting by and through the U.S. Army Corps of Engineers, a 50-year easement interest in the land, as described in Exhibit A, for the purposes of depositing or storing dredge material from the main channel of the Gulf Intracoastal Waterway, with the option to automatically terminate and be null and void and of no further effect before the end of the 50-year term, on the execution by the USA and acceptance by the state of an affidavit in recordable form stating that the purposes for which the conveyance is made are no longer necessary.

Submitted and reviewed by:

Recommended by:

DocuSigned by:

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Director, Right of Way Division

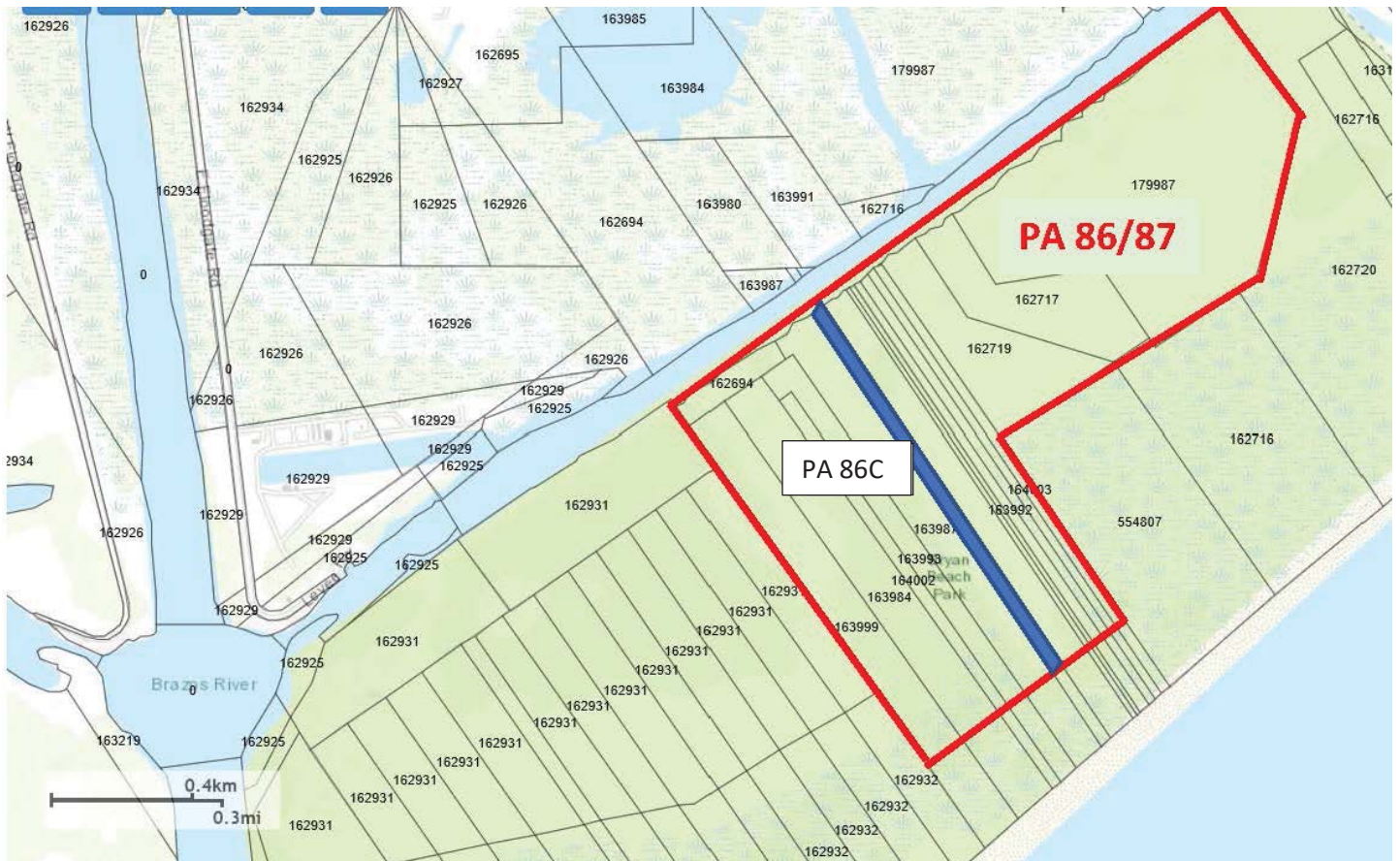
DocuSigned by:

A36629BA547D4BD...
Executive Director

115958 Feb. 25 2021

Minute	Date
Number	Passed

EXHIBIT A

Freeport Area, Brazoria County, Texas



Field Notes for Parcel 86C

Being 11.773 acres (512,836 square feet) of land, more or less, being all of the residue of the most westerly one-quarter of Lot 2, together with accretions, of the Perry subdivision, a subdivision of record situated in the Daniel Gilliland Survey, Abstract 195, Brazoria County, Texas, according to the map or plat thereof recorded in Volume 3, Page 394 of the Brazoria County Deed Records (B. C. D. R); said most westerly one-quarter of Lot 2 being the same land described as five acres in deed dated September 1, 1903 from E. L. Perry to W. C. Corbett and recorded in Volume 62, Page 585 of the B. C. D. R; said 11.773 acres of land, more or less, being more particularly described by metes and bounds as follows:

COMMENCING at a Texas Parks and Wildlife Department (T.P.W.D.) Brass Disc in concrete found for the northwesterly corner common to Lots 4 and 5 of said Perry subdivision and being in the survey line common to the C. Areola Survey, Abstract 141 and said Daniel Gilliland Survey; thence as follows:

North 54° 38' 11" East, along said common survey line, a distance of 356.97 feet to a point;

North 35° 28' 49" West, continuing along said common survey line, a distance of 208.30 feet to a point in the southeasterly right-of-way line of the Intracoastal Waterway (300 feet wide);

North 53° 53' 22" East, along said southeasterly right-of-way line, a distance of 430.64 feet to a point in the line common to said Lot 2 and Lot 3 of said Perry Subdivision and being the POINT OF BEGINNING (X = 3,162,518.48, Y = 407,552.07).

- 1.) THENCE, NORTH 53° 53' 22" East, continuing along said southeasterly right-of-way line, a distance of 98.45 feet to a point for corner in the northeasterly line of said most westerly one-quarter of Lot 2;
- 2.) THENCE, SOUTH 35° 28' 49" East, along said northeasterly line and the extension thereof, at 122.62 feet pass a set 5/8-inch iron rod in concrete, at 4,742.23 feet pass a set 5/8-inch iron rod in concrete, in all a total distance of 5,203.17 feet to a point in the mean high water line of the Gulf of Mexico.
- 3.) THENCE, SOUTH 46° 51' 00" West, along said mean high water line, a distance of 99.34 feet to a point in the southwesterly extension of the line common to said Lots 2 and 3;
- 4.) THENCE, NORTH 35° 28' 49" West, along said common line and the extension thereof, at 463.75 feet pass a set 5/8-inch iron rod in concrete, at 5,090.30 feet pass a set 5/8-inch iron rod in concrete, in all a total distance of 5,215.35 feet to the POINT OF BEGINNING, containing an area of 11.773 acres (512,836 square feet) of land, more or less. (All bearings are based on the Texas Coordinate System, South Central Zone. All coordinates and distances are surface and may be converted to grid by multiplying by the average factor of 0.9998918).